

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, July 25, 1935.

The meeting was called to order at 10:30 A. M., with Mayor Tom Miller presiding. Roll call showed the following members present: Councilmen Chas. F. Alford, Simon Gillis, Mayor Tom Miller, and Councilman Oswald G. Wolf, 4; absent, Councilman C. M. Bartholomew, 1.

The reading of the Minutes was dispensed with.

The petition of W. E. Thompson for an extension of the city limits to include Lots 30, 31, 32, and 33 of the N. A. Ladd Addition was read and referred to the City Manager to have an ordinance prepared extending the corporate boundaries to include this and other property.

The hearing on the proposal of the City Council to zone as Residence "A" District and First Height and Area District all property taken into the city limits by ordinance passed March 7, 1935, exclusive of the property owned by the State of Texas, was opened.

No one appearing to offer any objections to the proposal, the City Attorney was instructed to prepare the ordinance.

Councilman Wolf introduced the following ordinance:

AN ORDINANCE AMENDING, IN THE CERTAIN PARTICULARS HEREINAFTER STATED, AN ORDINANCE ENTITLED: "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN; AND REGULATING AND DISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, THE LOCATION AND USE OF BUILDINGS, STRUCTURES AND LAND FOR TRADE INDUSTRY, RESIDENCES AND OTHER PURPOSES; AND DIVIDING THE CITY OF AUSTIN INTO DISTRICTS OR ZONES, AND REGULATING AND DISTRICTING THE ERECTION, CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR AND USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS OR ZONES; AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES AND KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE DISTRICTS OR ZONES; AND ADOPTING TWO ZONING MAPS, DISCLOSING RESPECTIVELY THE SEVERAL USE DISTRICTS AND THE SEVERAL HEIGHT AND AREA DISTRICTS, AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS; AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME; AND PROVIDING CERTAIN PENALTIES AND REMEDIES; AND DECLARING AN EMERGENCY. "

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be placed on its second reading. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The ordinance was read the second time and Councilman Wolf moved that the rule be further suspended and the ordinance be placed on its third reading. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The ordinance was read the third time and Councilman Wolf moved that same be finally passed. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Gillis offered the following resolution:

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in NORWALK LANE from Enfield Road south 900 feet, the centerline of which gas main shall be 12 feet west of and parallel to the east line of Norwalk Lane.

Said gas main described above shall have a cover of not less than 2½ feet.

(2) A gas main in WOODLAND AVENUE from Kenwood Avenue west 120 feet, the centerline of which gas main shall be 22 feet south of and parallel to the north line of Woodland Avenue.

Said gas main described above shall have a cover of not less than 2½ feet.

(3) A gas main in RAINBOW BEND from "A" Lane west 160 feet, the centerline of which gas main shall be 25 feet south of and parallel to the north line of Rainbow Bend.

Said gas main described above shall have a cover of not less than 2½ feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is out in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchise granted to said Company by the City of Austin.

The resolution was adopted by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf offered the following resolution:

WHEREAS, the curb and sidewalk specifications of the City of Austin which have been previously adopted by the City Council of the City of Austin require that all curbs and sidewalks be constructed of concrete unless a special permit has been secured from the City Council of the City of Austin to construct curbs and sidewalks of other materials; and

WHEREAS, S. L. Slaughter, owner of Lot 9 and part of Lot 10, Block 55, of Christian and Fellman Addition within the City of Austin, Travis County, Texas, which property abuts the west side of Oldham Street north of 24th Street, and being locally known as 2402 Oldham Street, has requested the City Council of the City of Austin to grant permission to construct a flagstone walk from the curb line to the property line on the west side of Oldham Street at the above described property; and

WHEREAS, the City Council of the City of Austin has investigated and approved the construction of said flagstone walk; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT S. L. Slaughter, owner of Lot 9 and part of Lot 10, Block 55, of Christian and Fellman Addition within the City of Austin, Travis County, Texas, which property abuts the west side of Oldham Street north of 24th Street, and being locally known as 2402 Oldham Street, is hereby granted permission to construct a flagstone walk from the property line to the curb line at the above described location and said walk is to be constructed under

the supervision and direction of the City Engineer of the City of Austin and in accordance with lines and grades furnished by the Engineering Department of the City of Austin, and further subject to the following conditions:

That the stone shall be laid in a smooth and workmanlike manner and shall conform to the sidewalk grades as furnished by the Engineering Department of the City of Austin in order that said flagstone walk will not create a hazard to pedestrians.

That the stone shall be placed upon a 4" concrete base and that all work within the City street area shall be done by a bonded sidewalk contractor.

The resolution was adopted by a vote of 4 ayes, Councilman Bartholomew absent, 1.

Councilman Gillis moved that, upon the recommendation of Capt. Tom E. Neal of the Traffic Division, Leonard W. Sloan, Gordon Johnson, and Banancio Cegovia be granted permits as taxicab drivers, and that Fermon Lee Bishop be granted a conditional permit as a taxicab driver. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf moved that the temporary taxicab license issued to Eugene Vasquez be extended for a period of ninety days from the date of its expiration. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

The City Manager was instructed to reimburse O. O. Norwood for water taken from his well in Travis Heights during the flood, totaling 1,200,000 gallons, by allowing him said amount for his swimming pool at said location.

A resolution from Travis Post #76, American Legion, expressing appreciation for the cooperation given their organization by the City officials, City Manager, and City employees in staging their Fourth of July celebration at Zilker Park and Barton Springs, was read. Mayor Miller moved that the City Attorney be instructed to prepare a resolution acknowledging receipt of same and commending said organization for their splendid celebration, affording entertainment to thousands of local and out-of-town people, and that copies of same be sent to Travis Post #76 and the newspapers. The motion carried by the following vote: Ayes, Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4; nays, none; Councilman Bartholomew absent, 1.

Councilman Wolf offered the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager is authorized and directed to purchase for street purposes in the name of the City of Austin from Mrs. V. L. Brooks, for the consideration of \$1200.00 in cash, and the obligation of the City to fill and level the property owned by Mrs. Brooks adjacent to the land conveyed, the following described land: .434 (434/1000) of one acre of land out of the S. W. Goodrich Estate division of the Isaac Decker League, in the City of Austin, Travis County, Texas, and .691 (691/1000) of one acre of land out of Lot 11, Block B, J. E. Bouldin Subdivision of the Isaac Decker League in said City of Austin;

BE IT FURTHER RESOLVED:

THAT the sum of \$1200.00 be and the same is hereby appropriated out of the General Fund to pay for said lands above described, and that a warrant issue therefor.

The resolution was adopted by vote of 4 ayes, Councilman Bartholomew absent, 1.

Councilman Wolf offered the following resolution:

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Manager is authorized and directed to purchase for street purposes in the name of the City of Austin from T. H. Barrow for the consideration of Fifteen Hundred Dollars (\$1500.00) in cash, the following described land: 369/1000 (.369) of one acre of land, being a portion of Lots 10 and 11, of Evergreen Heights, a Subdivision of 70 acres of land, Survey No. 6, of the S. W. Goodrich Estate, a part of the Isaac Decker League

within the City of Austin, Travis County, Texas.

BE IT FURTHER RESOLVED:

THAT the sum of \$1500.00 be and the same is hereby appropriated out of the General Fund to pay for said lands above described, and that a warrant issue therefor.

The resolution was adopted by a vote of 4 ayes, Councilman Bartholomew absent, 1.

The Council then recessed until 2:00 P. M.

AFTERNOON SESSION:

The meeting was called to order at 2:00 P. M., with Mayor Tom Miller presiding. Roll call showed the following members present; Councilmen Alford, Gillis, Mayor Miller, and Councilman Wolf, 4 ; absent, Councilman Bartholomew, 1.

The Mayor stated that the meeting was called for the purpose of discussing with the Directors of the Chamber of Commerce, the City Manager, and the Superintendents of Departments plans for permanent improvements to the City's Water, Light & Power System as a safeguard against future floods.

After a lengthy discussion, the City Manager submitting an outline of the proposed improvements, the Council recessed, subject to call of the Mayor.

Attest:

Hallie McEllan City Clerk

APPROVED:

Tom Miller
Mayor.

REGULAR MEETING OF THE CITY COUNCIL:

Austin, Texas, August 1, 1935.

The meeting was called to order at 10:45 A. M., with Mayor Pro tem Oswald G. Wolf presiding. Roll call showed the following members present: Councilmen C. M. Bartholomew, Simon Gillis, Mayor Pro tem Oswald G. Wolf, 3; absent, Councilman C. F. Alford and Mayor Tom Miller, 2.

The Minutes of the meetings of June 27, July 5, July 11, July 19, July 24, and July 25 were read and upon motion of Councilman Gillis, seconded by Councilman Bartholomew, were adopted, as read, by vote of 3 ayes, Councilman Alford and Mayor Miller absent, 2.

The request of J. F. Luksinger for the widening of Morningside Avenue from 38th to 45th Streets by requiring the State of Texas to move its fence back to the property line when same is rebuilt was referred to the City Manager to confer with the Board of Control.

Councilman Bartholomew offered the following resolution:

WHEREAS, the City of Austin has heretofore filed condemnation proceedings against W. H. Spillar and wife, Ora M. Spillar, as the owners of certain land situated on the Fredericksburg Road in the City of Austin, for the purpose of appropriating out of same the certain strip of land needed for widening and improving said Fredericksburg Road, as appears in Cause No. 8249, City of Austin vs. W. H. Spillar and wife, Ora M. Spillar, on the docket of the County Court of Travis County, Texas; and the Special Commissioners appointed by the County Judge in said Cause to assess the damages to said land and the owner on account of said condemnation have awarded the sum of \$675.00 to said owner; and

WHEREAS, it is necessary for the City to enter said land immediately, in pursuance of said purpose, and the law requires that before taking such step a sum of money in the amount of the award be deposited in the registry of the court; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN: